

NOTICE

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SLIP OPINION NO. 2008-OHIO-1733

**THE STATE EX REL. SEARS ROEBUCK & COMPANY, APPELLANT, v. INDUSTRIAL
COMMISSION OF OHIO ET AL., APPELLEES.**

**[Until this opinion appears in the Ohio Official Reports advance sheets, it
may be cited as *State ex rel. Sears Roebuck & Co. v. Indus. Comm.*, Slip
Opinion No. 2008-Ohio-1733.]**

Workers' compensation — Court of appeals' judgment affirmed.

(No. 2007-0642 — Submitted March 25, 2008 — Decided April 16, 2008.)

APPEAL from the Court of Appeals for Franklin County,
No. 05AP-1135, 2007-Ohio-838.

{¶1} The judgment of the court of appeals is affirmed consistent with the opinion of the court of appeals.

MOYER, C.J., and PFEIFER, LUNDBERG STRATTON, O'CONNOR,
O'DONNELL, LANZINGER, and CUPP, JJ., concur.

Reminger & Reminger Co., L.P.A., and Ronald A Fresco, for appellant.

SUPREME COURT OF OHIO

Marc Dann, Attorney General, and William R. Creedon, Assistant Attorney General, for appellee Industrial Commission of Ohio.

Philip J. Fulton Law Office, Philip J. Fulton, and William A. Thorman III, for appellee Sue Moenter.
